

### REMARKS/ARGUMENTS

The Office Action mailed November 17, 2009, has been received and reviewed. Claims 1 through 25, and 41 are currently pending in the application. Claims 4 through 6, 11, 12, and 14-19 have been withdrawn from consideration in response to an election/restriction requirement, and claims 1 through 3, 7 through 10, 13, 20 through 25, and 41 stand rejected. Applicants have not amended any claims and respectfully request reconsideration of the application in view of the remarks below.

#### Information Disclosure Statement(s)

Applicants note the filing of an Information Disclosure Statement, Form PTO/SB/08, herein on **November 14, 2008**, and note that no copy of the Information Disclosure Statement was returned with the outstanding Office Action. Applicants presume that the Examiner had completed the outstanding Office Action posted **November 17, 2008** prior to being notified of the Information Disclosure Statement. However, as the Information Disclosure Statement was timely filed, Applicants respectfully request that the information cited on the Information Disclosure Statement be made of record herein.

#### 35 U.S.C. § 102(a) Anticipation Rejections

Anticipation Rejection based on New Structures for Large Sensor Array Platforms, Phase I Final Report, June 14, 2003, prepared by AEC Able Engineering Under Contract NAS5-03055

Claims 1 through 3, 7 through 10, 13, 20 through 25, and 41 stand rejected under (35 U.S.C. § 102(a) as being anticipated by AEC Able Engineering (New Structures for Large Sensor Array Platforms, Phase I Final Report, June 14, 2003). Applicants respectfully traverse this rejection, as hereinafter set forth.

The 35 U.S.C. § 102(a) anticipation rejections of claims 1 through 3, 7 through 10, 13, 20 through 25, and 41 are improper in view of the cited reference being the inventors' own work. Applicants submit herewith the Declaration of David M. Murphy and the Declaration of Michael E. McEachen under 37 C.F.R. 1.132, which as outlined in MPEP 715.01(c) and 716.10 unequivocally state that David M. Murphy and Michael E. McEachen conceived and invented the subject matter disclosed in AEC Able Engineering, relied upon in rejecting claims 1 through 3, 7

through 10, 13, 20 through 25, and 41.

It is noted that Mr. Murphy and Mr. McEachen are only two of the four named inventors on the present application, but they are the only two whose names appear on the AEC Able Engineering report relied upon by the Examiner. Applicants respectfully submit that the two declarations are adequate to overcome the rejection, and assert that inventorship on the present application as presently of record is correct.

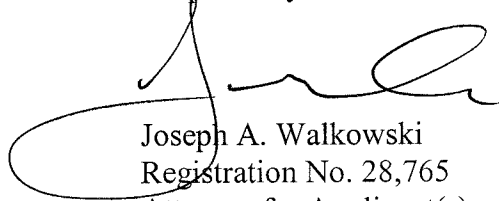
### **Withdrawn Claims**

It is noted that claims 4-6, 11, 12 and 14-19 are withdrawn from consideration as directed to a nonelected invention. However, such claims should be rejoined and allowed in conjunction with the allowance of claims 1-3, 77-10, 13, 20-25 and 41.

### **CONCLUSION**

Claims 1 through 25 and 41 are believed to be in condition for allowance, and an early notice thereof is respectfully solicited. Should the Examiner determine that additional issues remain which might be resolved by a telephone conference, the Examiner is respectfully invited to contact Applicants' undersigned attorney.

Respectfully submitted,



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Enclosure: Declaration of David M. Murphy under 37 C.F.R. 1.132

Enclosure: Declaration of Michael E. McEachen under 37 C.F.R. 1.132